

CONTRACT OPPORTUNITIES

Description of Items:	Issued	Quotations/Proposals Due By:
Medical Equipment & Supplies	8/6/2020	8/26/2020

Ref No: 19NP-4020-Q-8865/8908/8981 (PR# 9338865 / PR#9338908 / PR#9338981)

The Embassy of the United States of America in Kathmandu has a requirement for obtaining the subject to provide Medical Equipment & Supplies. If you are interested in participating in the bidding, please send your quote to maskeys@state.gov or you can fax at 977-1-400-7277 attention GSO Section. The details of the requirement are as follows:

This request is to provide Medical Equipment & Supplies with following requirements:

SPECIFICATIONS:

PR#9338865 - Medical Equipment & Supplies for MAHENDRAJHYADI PHCC

S.No.	Description	Qty	Unit	Price
1.	Autoclave with electricity or heat source (specify size and type) 250 litres	2	each	
2.	Bandage Scissors	1	each	
3.	Bedscreen folding movable	16	each	
4.	Bivalve Cusco	1	each	
5.	Bivalve speculum	1	each	
6.	Blood pressure instrument adult , pediatric and neonatal	8	each	
7.	Catheterisation set	1	each	
8.	Cheattle forceps w/ jar, ss	2	each	
9.	Colorimeter	1	each	
10.	Container for making decontamination solution	1	each	
11.	Container for rinsing instruments	1	each	
12.	Counter Balance Weight	1	each	
13.	Delee, single use or high - level disinfected/sterile reusable	1	each	
14.	DLC counter	1	each	
15.	Double valve MVA syringes and with different size cannula (IPAS)	3	each	
16.	Douche Can Set	1	each	
17.	Dressing Set	1	each	
18.	Dressing Trolley	1	each	
19.	Electric Suction	1	each	

20.	ENT Diag. Set	1	each	
21.	ENT Head Set	1	each	
22.	Fetoscope	1	each	
23.	First aid emergency kit box	1	each	
24.	Foreign Body Forceps	1	each	
25.	Hegar Dilators	1	each	
26.	Ice pack freeze	1	each	
27.	Infant weighing scale (pan-type)	1	each	
28.	IUD R19 set	1	each	
29.	IV stand	3	each	
30.	Kidney Tray	1	each	
31.	Kocher's Forceps	2	each	
32.	Laryngoscope set for new born	1	each	
33.	Meconium Aspirators	1	each	
34.	Metal Pully	1	each	
35.	Minilap set	1	each	
36.	Mortar and Pestle	1	each	
37.	MVA Set for PAC	1	each	
38.	N.S.V set	1	each	
39.	Nasal Speculum	1	each	
40.	Nebulizer	2	each	
41.	Norplant R19	1	each	
42.	Oral Thermometer	3	each	
43.	Oxygen concentrator	2	each	
44.	Oxygen cylinder with regulator and flow meter	2	each	
45.	Paediatric Stethoscope	3	each	
46.	Patient Trolley	2	each	
47.	Perineal Light	2	each	
48.	Perineal/Vaginal/Cervical Repair Set	1	each	
49.	Plaster Cutting Scissors	1	each	
50.	Plastic buckets for rinsing instruments and making chlorine solution	2	each	
51.	Portable light	1	each	
52.	Post Mortem Set	1	each	
53.	Posterior Nasal packing Forceps	2	each	
54.	Puncture proof container for sharp disposal	1	each	
55.	Rectal Thermometer	3	each	
56.	Reflex Hammer	1	each	
57.	Resuscitation set - adult (ambu bags, masks, suction catheter, endotracheal tubes, suction apparatus)	1	each	
58.	Resuscitation Unit - Infant (DS Manandhar)	1	each	
59.	Room Thermometer	1	each	

60.	Separate stainless tray with cover for storing the HLD canulla and Clean MVA syringes	1	each	
61.	Spatuala and plate	1	each	
62.	Spittoon	2	each	
63.	Stainless steel container with cover for storing the instruments	1	each	
64.	Steam “momo” cooker for High Level Disinfection	1	each	
65.	Stethoscope Adult	2	each	
66.	Strainer or Sieve	1	each	
67.	Surgical Drum set for Autoclave	2	each	
68.	Suture Set	2	each	
69.	Tenaculum or Volsellum	1	each	
70.	Thomas Splint Different Sizes	1	each	
71.	Tourniquet, latex rubber 75cm	3	each	
72.	Tuning Fork 250 Freq.	1	each	
73.	Urinals	2	each	
74.	Urinary (Foley) catheter & Uro bag	1	each	
75.	Vacuum Delivery Set	1	each	
76.	Lockable Screens	4	each	
77.	Plaster Cutter machine	1	each	
78.	Fetal Doppler machine	1	each	
79.	Xray machine with reader and printer and ups	1	each	
80.	Portable USG machine with ups	1	each	
81.	Pulse Oximeter	3	each	
82.	Phototherapy unit	1	each	
83.	Syringe Pump	2	each	
84.	Infusion Pump	2	each	
85.	Needle cutter/destroyer	2	each	
86.	Defibrillator	1	each	
87.	CTG machine	1	each	
88.	X-ray view box	3	each	
Vat (If Applicable)				
Grant Total				

PR#9338908 - Medical Equipment and Supplies for KAPILAKOT PHCC

S.No.	Description	Qty	Unit	Price
1.	Bedscreen folding movable	14	each	
2.	Bivalve speculum	1	each	
3.	Blood pressure instrument adult , pediatric and neonatal	6	each	
4.	Counter Balance Weight	1	each	
5.	Delee, single use or high – level disinfected/sterile reusable	1	each	
6.	DLC counter	1	each	
7.	Double valve MVA syringes and with different size cannula (IPAS)	2	each	

8.	Douche Can Set	1	each	
9.	Electric Suction	1	each	
10.	ENT Diag. Set	1	each	
11.	ENT Head Set	1	each	
12.	Fetoscope	3	each	
13.	Foot Step	2	each	
14.	Foreign Body Forceps	1	each	
15.	Hegar Dilators	1	each	
16.	Infant/ baby warmer	2	each	
17.	IUD R19 set	1	each	
18.	Laryngoscope set for new born	1	each	
19.	Minilap set	1	each	
20.	Mortar and Pestle	1	each	
21.	Nasal Speculum	1	each	
22.	Nebulizer	1	each	
23.	Oral Thermometer	1	each	
24.	Oxygen concentrator	2	each	
25.	Paediatric Stethoscope	3	each	
26.	Perineal Light	2	each	
27.	Plaster Cutting Scissors	1	each	
28.	Post Mortem Set	1	each	
29.	Posterior Nasal packing Forceps	2	each	
30.	Rectal Thermometer	3	each	
31.	Resuscitation set – adult (ambu bags, masks, suction catheter, endotracheal tubes, suction apparatus)	1	each	
32.	Resuscitation Unit – Infant (DS Manandhar)	1	each	
33.	Room Thermometer	1	each	
34.	Spatula and plate	1	each	
35.	Stethoscope Adult	1	each	
36.	Strainer or Sieve	1	each	
37.	Surgical Drum set for Autoclave	2	each	
38.	Tenaculum or Volsellum	1	each	
39.	Thomas Splint Different Sizes	1	each	
40.	Tongue Depressor	1	each	
41.	Tourniquet, latex rubber 75cm	3	each	
42.	Vacuum Delivery Set	1	each	
43.	Water bath	1	each	
44.	Lockable Screens	4	each	
45.	Plaster Cutter machine	1	each	
46.	Autoclave for waste management	1	each	
47.	Pulse Oximeter	2	each	
48.	Phototherapy unit	1	each	
49.	Syringe Pump	2	each	

50.	Infusion Pump	2	each	
51.	Needle cutter/destroyer	2	each	
52.	Defibrillator	1	each	
53.	CTG machine	1	each	
54.	X-ray view box	1	each	
Vat (If Applicable)				
Grand Total				

PR#9338981 - Medical Equipment and Supplies for BELGHARI PHCC

S.No.	Description	Qty	Unit	Price
1.	Autoclave with electricity or heat source (specify size and type) 250 litres	2	each	
2.	Bedscreen folding movable	16	each	
3.	Bivalve Cusco	1	each	
4.	Blood pressure instrument adult , pediatric and neonatal	7	each	
5.	Catheterisation set	1	each	
6.	Cheattle forceps w/ jar, ss	2	each	
7.	Counter Balance Weight	1	each	
8.	Delee, single use or high - level disinfected/sterile reusable	1	each	
9.	Double valve MVA syringes and with different size cannula (IPAS)	3	each	
10.	Dressing Set	1	each	
11.	Electric Suction	1	each	
12.	ENT Diag. Set	1	each	
13.	ENT Head Set	1	each	
14.	Fetoscope	2	each	
15.	First aid emergency kit box	1	each	
16.	Foot suction	1	each	
17.	Forceps Delivery Set	1	each	
18.	Foreign Body Forceps	1	each	
19.	Hegar Dilators	1	each	
20.	Infant/ baby warmer	2	each	
21.	IV canulla (18G)	2	each	
22.	IV stand	2	each	
23.	Kocher's Forceps	2	each	
24.	Laryngoscope set for new born	1	each	
25.	Meconium Aspirators	1	each	
26.	Metal Pully	1	each	
27.	Minilap set	1	each	
28.	Mortar and Pestle	1	each	
29.	N.S.V set	1	each	
30.	Nasal Speculum	1	each	
31.	Nebulizer	1	each	

32.	Oral Thermometer	3	each	
33.	Oxygen concentrator	2	each	
34.	Oxygen cylinder with regulator and flow meter	2	each	
35.	Paediatric Stethoscope	3	each	
36.	Perineal Light	2	each	
37.	Plaster Cutting Scissors	1	each	
38.	Portable light	1	each	
39.	Post Mortem Set	1	each	
40.	Posterior Nasal packing Forceps	2	each	
41.	Puncture proof container for sharp disposal	1	each	
42.	Rectal Thermometer	3	each	
43.	Resuscitation set - adult (ambu bags, masks, suction catheter, endotracheal tubes, suction apparatus)	1	each	
44.	Resuscitation Unit - Infant (DS Manandhar)	1	each	
45.	Room Thermometer	1	each	
46.	Schiotz's Tonometer	1	each	
47.	Separate stainless tray with cover for storing the HLD canulla and Clean MVA syringes	1	each	
48.	Spatula and plate	1	each	
49.	Stainless steel container with cover for storing the instruments	1	each	
50.	Steam "momo" cooker for High Level Disinfection	1	each	
51.	Stethoscope Adult	2	each	
52.	Strainer or Sieve	1	each	
53.	Surgical Drum set for Autoclave	2	each	
54.	Suture Set	1	each	
55.	Tenaculum or Volsellum	1	each	
56.	Thomas Splint Different Sizes	1	each	
57.	Tourniquet, latex rubber 75cm	3	each	
58.	Tuning Fork 250 Freq.	1	each	
59.	Urinals	2	each	
60.	Urinary (Foley) catheter & Uro bag	1	each	
61.	Lockable Screens	4	each	
62.	Plaster Cutter machine	1	each	
63.	Autoclave for waste management	1	each	
64.	Pulse Oximeter	2	each	
65.	Syringe Pump	2	each	
66.	Infusion Pump	2	each	
67.	Needle cutter/destroyer	2	each	
68.	Defibrillator	1	each	
69.	CTG machine	1	each	
70.	X-ray view box	2	each	
Vat (If Applicable)				
Grand Total				

Vendor needs to deliver at mentioned address.

American Embassy Kathmandu
2976 Narayan Gopal Marg
Brahma Cottage
Maharajgunj Kathmandu-3
Nepal
Phone: 09771-4234000

Or, American Embassy's Facility
Phora Durbar, Kantipath
Nepal
Phone: 09771-4234000

Note :

- **Vendor should have SAM Registration.**
- **Vendor should have capability to immediately replace the items if we find any damages/discrepancies.**

The closing date and time of submission of the proposal is COB August 26, 2020 (Local Time).

FAR 52.252-2 CLAUSES INCORPORATED BY REFERENCE (FEB 1998)

This purchase order or BPA incorporates the following clauses by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. Also, the full text of a clause may be accessed electronically at this address: <https://www.acquisition.gov/far>
DOSAR clauses may be accessed at: <http://www.statebuy.state.gov/dosar/dosartoc.htm>

FEDERAL ACQUISITION REGULATION CLAUSES (48 CFR Chapter 1)

NUMBER	TITLE	DATE
52.204-7	System for Award Management	OCT 2018
52.204-9	Personal Identity Verification of Contractor Personnel (if contractor requires physical access to a federally- controlled facility or access to a Federal information system)	JAN 2011
52.204-13	System for Award Management Maintenance	OCT 2018
52.204-18	Commercial and Government Entity Code Maintenance	OCT 2018
52.212-4	Contract Terms and Conditions – Commercial Items (Alternate I (MAY 2014) of 52.212-4 applies if the order is time-and materials or labor-hour)	OCT 2018
52.225-19	Contractor Personnel in a Diplomatic or Consular Mission Outside the United States (applies to services at danger pay posts only)	MAR 2008
52.227-19	Commercial Computer Software License (if order is for software)	DEC 2007
52.228-3	Workers' Compensation Insurance (Defense Base Act) (if order is for services and contractor employees are covered by Defense Base Act insurance)	JUL 2014
52.228-4	Workers' Compensation and War-Hazard Insurance (if order is for services and contractor employees are not covered by Defense Base Act insurance)	APR 1984

The following clause is provided in full text:

52.212-5 CONTRACT TERMS AND CONDITIONS REQUIRED TO IMPLEMENT STATUTES OR EXECUTIVE ORDERS—COMMERCIAL ITEMS (JULY 2020)

(a) The Contractor shall comply with the following Federal Acquisition Regulation (FAR) clauses, which are incorporated in this contract by reference, to implement provisions of law or Executive orders applicable to

acquisitions of commercial items:

(1) 52.203-19, Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements (Jan 2017) (section 743 of Division E, Title VII, of the Consolidated and Further Continuing Appropriations Act,

2015 (Pub. L. 113-235) and its successor provisions in subsequent appropriations acts (and as extended in

continuing resolutions)).

(2) 52.204-23, Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities (Jul 2018) (Section 1634 of Pub. L. 115-91).

(3) 52.204-25, Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment. (Aug 2019) (Section 889(a)(1)(A) of Pub. L. 115-232).

(4) 52.209-10, Prohibition on Contracting with Inverted Domestic Corporations (Nov 2015).

(5) 52.233-3, Protest After Award (Aug 1996) (31 U.S.C. 3553).

(6) 52.233-4, Applicable Law for Breach of Contract Claim (Oct 2004) (Public Laws 108-77 and 108-78 (19 U.S.C. 3805 note)).

(b) The Contractor shall comply with the FAR clauses in this paragraph (b) that the Contracting Officer has

indicated as being incorporated in this contract by reference to implement provisions of law or Executive orders

applicable to acquisitions of commercial items:

___ (1) 52.203-6, Restrictions on Subcontractor Sales to the Government (June 2020), with Alternate I (Oct 1995) (41U.S.C.4704 and 10 U.S.C. 2402).

___ (2) 52.203-13, Contractor Code of Business Ethics and Conduct (Jun 2020) (41 U.S.C. 3509)).

___ (3) 52.203-15, Whistleblower Protections under the American Recovery and Reinvestment Act of 2009 (Jun 2010) (Section 1553 of Pub. L. 111-5). (Applies to contracts funded by the American Recovery and

Reinvestment Act of 2009.)

X (4) 52.204-10, Reporting Executive Compensation and First-Tier Subcontract Awards (Jun 2020) (Pub. L. 109-282) (31 U.S.C. 6101 note).

___ (5) [Reserved].

___ (6) 52.204-14, Service Contract Reporting Requirements (Oct 2016) (Pub. L. 111-117, section 743 of Div. C).

___ (7) 52.204-15, Service Contract Reporting Requirements for Indefinite-Delivery Contracts (Oct 2016) (Pub. L. 111-117, section 743 of Div. C).

X (8) 52.209-6, Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment. (Jun 2020) (31 U.S.C. 6101 note).

___ (9) 52.209-9, Updates of Publicly Available Information Regarding Responsibility Matters (Oct 2018) (41 U.S.C. 2313).

___ (10) [Reserved].

___ (11)

(i) 52.219-3, Notice of HUBZone Set-Aside or Sole-Source Award (Mar 2020) (15 U.S.C. 657a).

___ (ii) Alternate I (Mar 2020) of 52.219-3.

- ___ (12)
- (i) 52.219-4, Notice of Price Evaluation Preference for HUBZone Small Business Concerns (Mar 2020) (if the offeror elects to waive the preference, it shall so indicate in its offer) (15 U.S.C. 657a).
- ___ (ii) Alternate I (Mar 2020) of 52.219-4.
- ___ (13) [Reserved]
- ___ (14)
- (i) 52.219-6, Notice of Total Small Business Set-Aside (Mar 2020) of 52.219-6 (15 U.S.C. 644).
- ___ (ii) Alternate I (Mar 2020) of 52.219-6 .
- ___ (15)
- (i) 52.219-7, Notice of Partial Small Business Set-Aside (Mar 2020) (15 U.S.C. 644).
- ___ (ii) Alternate I (Mar 2020) of 52.219-7.
- ___ (16) 52.219-8, Utilization of Small Business Concerns (Oct 2018) (15 U.S.C. 637(d)(2) and (3)).
- ___ (17)
- (i) 52.219-9, Small Business Subcontracting Plan (Jun 2020) (15 U.S.C. 637(d)(4)).
- ___ (ii) Alternate I (Nov 2016) of 52.219-9.
- ___ (iii) Alternate II (Nov 2016) of 52.219-9.
- ___ (iv) Alternate III (Jun 2020) of 52.219-9.
- ___ (v) Alternate IV (Jun 2020) of 52.219-9
- ___ (18)
- (i) 52.219-13, Notice of Set-Aside of Orders (Mar 2020) (15 U.S.C. 644(r)).
- (ii) Alternate I (Mar 2020) of 52.219-13.
- ___ (19) 52.219-14, Limitations on Subcontracting (Mar 2020) (15 U.S.C. 637(a)(14)).
- ___ (20) 52.219-16, Liquidated Damages-Subcontracting Plan (Jan 1999) (15 U.S.C. 637(d)(4)(F)(i)).
- ___ (21) 52.219-27, Notice of Service-Disabled Veteran-Owned Small Business Set-Aside (Mar 2020) (15 U.S.C. 657f).
- ___ (22)
- (i) 52.219-28, Post Award Small Business Program Rerepresentation (May 2020) (15 U.S.C. 632(a)(2)).
- (ii) Alternate I (MAR 2020) of 52.219-28.
- ___ (23) 52.219-29, Notice of Set-Aside for, or Sole Source Award to, Economically Disadvantaged Women-Owned Small Business Concerns (Mar 2020) (15 U.S.C. 637(m)).
- ___ (24) 52.219-30, Notice of Set-Aside for, or Sole Source Award to, Women-Owned Small Business Concerns Eligible Under the Women-Owned Small Business Program (Mar2020) (15 U.S.C. 637(m)).
- ___ (25) 52.219-32, Orders Issued Directly Under Small Business Reserves (Mar 2020) (15 U.S.C. 644(r)).
- ___ (26) 52.219-33, Nonmanufacturer Rule (Mar 2020) (15U.S.C. 637(a)(17)).
- _X_ (27) 52.222-3, Convict Labor (Jun 2003) (E.O.11755).
- _X_ (28) 52.222-19, Child Labor-Cooperation with Authorities and Remedies (Jan2020) (E.O.13126).
- ___ (29) 52.222-21, Prohibition of Segregated Facilities (Apr 2015).
- ___ (30)
- (i) 52.222-26, Equal Opportunity (Sep 2016) (E.O.11246).
- ___ (ii) Alternate I (Feb 1999) of 52.222-26.
- ___ (31)
- (i) 52.222-35, Equal Opportunity for Veterans (Jun 2020) (38 U.S.C. 4212).
- ___ (ii) Alternate I (Jul 2014) of 52.222-35.
- ___ (32)
- (i) 52.222-36, Equal Opportunity for Workers with Disabilities (Jun 2020) (29 U.S.C. 793).
- ___ (ii) Alternate I (Jul 2014) of 52.222-36.
- ___ (33) 52.222-37, Employment Reports on Veterans (Jun 2020) (38 U.S.C. 4212).
- ___ (34) 52.222-40, Notification of Employee Rights Under the National Labor Relations Act (Dec 2010) (E.O. 13496).

X__ (35)

(i) 52.222-50, Combating Trafficking in Persons (Jan 2019) (22 U.S.C. chapter 78 and E.O. 13627).

__ (ii) Alternate I (Mar 2015) of 52.222-50 (22 U.S.C. chapter 78 and E.O. 13627).

__ (36) 52.222-54, Employment Eligibility Verification (Oct 2015). (Executive Order 12989). (Not applicable to the acquisition of commercially available off-the-shelf items or certain other types of commercial

items as prescribed in 22.1803.)

__ (37)

(i) 52.223-9, Estimate of Percentage of Recovered Material Content for EPA-Designated Items (May 2008) (

42 U.S.C. 6962(c)(3)(A)(ii)). (Not applicable to the acquisition of commercially available off-the-shelf items.)

__ (ii) Alternate I (May 2008) of 52.223-9 (42 U.S.C. 6962(i)(2)(C)). (Not applicable to the acquisition of commercially available off-the-shelf items.)

__ (38) 52.223-11, Ozone-Depleting Substances and High Global Warming Potential Hydrofluorocarbons

(Jun 2016) (E.O. 13693).

__ (39) 52.223-12, Maintenance, Service, Repair, or Disposal of Refrigeration Equipment and Air Conditioners (Jun 2016) (E.O. 13693).

__ (40)

(i) 52.223-13, Acquisition of EPEAT®-Registered Imaging Equipment (Jun 2014) (E.O.s 13423 and 13514).

__ (ii) Alternate I (Oct 2015) of 52.223-13.

__ (41)

(i) 52.223-14, Acquisition of EPEAT®-Registered Televisions (Jun 2014) (E.O.s 13423 and 13514).

__ (ii) Alternate I (Jun 2014) of 52.223-14.

__ (42) 52.223-15, Energy Efficiency in Energy-Consuming Products (May 2020) (42 U.S.C. 8259b).

__ (43)

(i) 52.223-16, Acquisition of EPEAT®-Registered Personal Computer Products (Oct 2015) (E.O.s 13423 and

13514).

__ (ii) Alternate I (Jun 2014) of 52.223-16.

X__ (44) 52.223-18, Encouraging Contractor Policies to Ban Text Messaging While Driving (Jun 2020) (E.O. 13513).

__ (45) 52.223-20, Aerosols (Jun 2016) (E.O. 13693).

__ (46) 52.223-21, Foams (Jun 2016) (E.O. 13693).

__ (47)

(i) 52.224-3 Privacy Training (Jan 2017) (5 U.S.C. 552 a).

__ (ii) Alternate I (Jan 2017) of 52.224-3.

__ (48) 52.225-1, Buy American-Supplies (May 2014) (41 U.S.C. chapter 83).

__ (49)

(i) 52.225-3, Buy American-Free Trade Agreements-Israeli Trade Act (May 2014) (41 U.S.C. chapter 83, 19 U.S.C. 3301 note, 19 U.S.C. 2112 note, 19 U.S.C. 3805 note, 19 U.S.C. 4001 note, Pub. L. 103-182, 108-77,

108-78, 108-286, 108-302, 109-53, 109-169, 109-283, 110-138, 112-41, 112-42, and 112-43.

__ (ii) Alternate I (May 2014) of 52.225-3.

__ (iii) Alternate II (May 2014) of 52.225-3.

__ (iv) Alternate III (May 2014) of 52.225-3.

X (50) 52.225-5, Trade Agreements (Oct 2019) (19 U.S.C. 2501, et seq., 19 U.S.C. 3301 note).

X__ (51) 52.225-13, Restrictions on Certain Foreign Purchases (Jun 2008) (E.O.'s, proclamations, and statutes administered by the Office of Foreign Assets Control of the Department of the Treasury).

__ (52) 52.225-26, Contractors Performing Private Security Functions Outside the United States (Oct

2016) (Section 862, as amended, of the National Defense Authorization Act for Fiscal Year 2008; 10 U.S.C. 2302Note).

___ (53) 52.226-4, Notice of Disaster or Emergency Area Set-Aside (Nov2007) (42 U.S.C. 5150).

___ (54) 52.226-5, Restrictions on Subcontracting Outside Disaster or Emergency Area (Nov2007) (42 U.S.C. 5150).

___ (55) 52.229-12, Tax on Certain Foreign Procurements (Jun 2020).

X (56) 52.232-29, Terms for Financing of Purchases of Commercial Items (Feb 2002) (41 U.S.C. 4505, 10 U.S.C. 2307(f)).

___ (57) 52.232-30, Installment Payments for Commercial Items (Jan2017) (41 U.S.C. 4505, 10 U.S.C. 2307(f)).

X (58) 52.232-33, Payment by Electronic Funds Transfer-System for Award Management (Oct2018) (31 U.S.C. 3332).

___ (59) 52.232-34, Payment by Electronic Funds Transfer-Other than System for Award Management (Jul 2013) (31 U.S.C. 3332).

___ (60) 52.232-36, Payment by Third Party (May 2014) (31 U.S.C. 3332).

___ (61) 52.239-1, Privacy or Security Safeguards (Aug 1996) (5 U.S.C. 552a).

___ (62) 52.242-5, Payments to Small Business Subcontractors (Jan 2017) (15 U.S.C. 637(d)(13)).

___ (63)

(i) 52.247-64, Preference for Privately Owned U.S.-Flag Commercial Vessels (Feb 2006) (46 U.S.C. Appx. 1241(b) and 10 U.S.C. 2631).

___ (ii) Alternate I (Apr 2003) of 52.247-64.

___ (iii) Alternate II (Feb 2006) of 52.247-64.

(c) The Contractor shall comply with the FAR clauses in this paragraph (c), applicable to commercial services, that the Contracting Officer has indicated as being incorporated in this contract by reference to implement provisions of law or Executive orders applicable to acquisitions of commercial items:

___ (1) 52.222-41, Service Contract Labor Standards (Aug 2018) (41 U.S.C. chapter 67).

___ (2) 52.222-42, Statement of Equivalent Rates for Federal Hires (May 2014) (29 U.S.C. 206 and 41 U.S.C. chapter 67).

___ (3) 52.222-43, Fair Labor Standards Act and Service Contract Labor Standards-Price Adjustment (Multiple Year and Option Contracts) (Aug 2018) (29 U.S.C. 206 and 41 U.S.C. chapter 67).

___ (4) 52.222-44, Fair Labor Standards Act and Service Contract Labor Standards-Price Adjustment (May 2014) (29U.S.C.206 and 41 U.S.C. chapter 67).

___ (5) 52.222-51, Exemption from Application of the Service Contract Labor Standards to Contracts for Maintenance, Calibration, or Repair of Certain Equipment-Requirements (May 2014) (41 U.S.C. chapter 67).

___ (6) 52.222-53, Exemption from Application of the Service Contract Labor Standards to Contracts for Certain Services-Requirements (May 2014) (41 U.S.C. chapter 67).

___ (7) 52.222-55, Minimum Wages Under Executive Order 13658 (Dec 2015).

___ (8) 52.222-62, Paid Sick Leave Under Executive Order 13706 (Jan 2017) (E.O. 13706).

___ (9) 52.226-6, Promoting Excess Food Donation to Nonprofit Organizations (Jun 2020) (42 U.S.C. 1792).

(d) Comptroller General Examination of Record. The Contractor shall comply with the provisions of this

paragraph (d) if this contract was awarded using other than sealed bid, is in excess of the simplified acquisition

threshold, as defined in FAR 2.101, on the date of award of this contract, and does not contain the clause at

52.215-2, Audit and Records-Negotiation.

(1) The Comptroller General of the United States, or an authorized representative of the Comptroller General, shall have access to and right to examine any of the Contractor's directly pertinent records involving

transactions related to this contract.

(2) The Contractor shall make available at its offices at all reasonable times the records, materials, and other evidence for examination, audit, or reproduction, until 3 years after final payment under this contract or for

any shorter period specified in FAR subpart 4.7, Contractor Records Retention, of the other clauses of this

contract. If this contract is completely or partially terminated, the records relating to the work terminated shall be

made available for 3 years after any resulting final termination settlement. Records relating to appeals under the

disputes clause or to litigation or the settlement of claims arising under or relating to this contract shall be made

available until such appeals, litigation, or claims are finally resolved.

(3) As used in this clause, records include books, documents, accounting procedures and practices, and other data, regardless of type and regardless of form. This does not require the Contractor to create or maintain

any record that the Contractor does not maintain in the ordinary course of business or pursuant to a provision of

law.

(e)

(1) Notwithstanding the requirements of the clauses in paragraphs (a), (b), (c), and (d) of this clause, the Contractor is not required to flow down any FAR clause, other than those in this paragraph (e)(1) in a subcontract for commercial items. Unless otherwise indicated below, the extent of the flow down shall be as

required by the clause-

(i) 52.203-13, Contractor Code of Business Ethics and Conduct (Jun 2020) (41 U.S.C. 3509).

(ii) 52.203-19, Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements (Jan 2017) (section 743 of Division E, Title VII, of the Consolidated and Further Continuing Appropriations Act,

2015 (Pub. L. 113-235) and its successor provisions in subsequent appropriations acts (and as extended in

continuing resolutions)).

(iii) 52.204-23, Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities (Jul 2018) (Section 1634 of Pub. L. 115-91).

(iv) 52.204-25, Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment. (Aug 2019) (Section 889(a)(1)(A) of Pub. L. 115-232).

(v) 52.219-8, Utilization of Small Business Concerns (Oct 2018) (15 U.S.C. 637(d)(2) and (3)), in all subcontracts that offer further subcontracting opportunities. If the subcontract (except subcontracts to small

business concerns) exceeds the applicable threshold specified in FAR 19.702(a) on the date of subcontract

award, the subcontractor must include 52.219-8 in lower tier subcontracts that offer subcontracting opportunities.

(vi) 52.222-21, Prohibition of Segregated Facilities (Apr 2015).

(vii) 52.222-26, Equal Opportunity (Sep 2015) (E.O.11246).

(viii) 52.222-35, Equal Opportunity for Veterans (Jun 2020) (38 U.S.C. 4212).

(ix) 52.222-36, Equal Opportunity for Workers with Disabilities (Jun 2020) (29 U.S.C. 793).

(x) 52.222-37, Employment Reports on Veterans (Jun 2020) (38 U.S.C. 4212).

(xi) 52.222-40, Notification of Employee Rights Under the National Labor Relations Act (Dec 2010) (E.O. 13496). Flow down required in accordance with paragraph (f) of FAR clause 52.222-40.

(xii) 52.222-41, Service Contract Labor Standards (Aug2018) (41 U.S.C. chapter 67).

(xiii)

X_ (A) 52.222-50, Combating Trafficking in Persons (Jan 2019) (22 U.S.C. chapter 78 and E.O 13627).

(B) Alternate I (Mar2015) of 52.222-50 (22 U.S.C. chapter 78 and E.O. 13627).

(xiv) 52.222-51, Exemption from Application of the Service Contract Labor Standards to Contracts for Maintenance, Calibration, or Repair of Certain Equipment-Requirements (May2014) (41 U.S.C. chapter 67).

(xv) 52.222-53, Exemption from Application of the Service Contract Labor Standards to Contracts for Certain Services-Requirements (May2014) (41 U.S.C. chapter 67).

(xvi) 52.222-54, Employment Eligibility Verification (Oct 2015) (E.O. 12989).

(xvii) 52.222-55, Minimum Wages Under Executive Order 13658 (Dec 2015).

(xviii) 52.222-62, Paid Sick Leave Under Executive Order 13706 (Jan 2017) (E.O. 13706).

(xix)

(A) 52.224-3, Privacy Training (Jan 2017) (5 U.S.C. 552a).

(B) Alternate I (Jan 2017) of 52.224-3.

(xx) 52.225-26, Contractors Performing Private Security Functions Outside the United States (Oct 2016) (Section 862, as amended, of the National Defense Authorization Act for Fiscal Year 2008; 10 U.S.C. 2302 Note).

(xxi) 52.226-6, Promoting Excess Food Donation to Nonprofit Organizations (Jun 2020) (42 U.S.C. 1792). Flow down required in accordance with paragraph (e) of FAR clause 52.226-6.

(xxii) 52.247-64, Preference for Privately Owned U.S.-Flag Commercial Vessels (Feb 2006) (46 U.S.C. Appx. 1241(b) and 10 U.S.C. 2631). Flow down required in accordance with paragraph (d) of FAR

clause 52.247-64.

(2) While not required, the Contractor may include in its subcontracts for commercial items a minimal number of additional clauses necessary to satisfy its contractual obligations.

(End of clause)

DEPARTMENT OF STATE ACQUISITION REGULATION CLAUSES (48 CFR Chapter 6)

NUMBER	TITLE	DATE
652.225-71	Section 8(a) of the Export Administration Act of 1979, As Amended	AUG 1999
652.229-70	Excise Tax Exemption Statement for Contractors Within the United States	JUL 1988
652.229-71	Personal Property Disposition at Posts Abroad	AUG 1999
652.237-72	Observance of Legal Holidays and Administrative Leave	APR 2004
652.239-71	Security Requirements for Unclassified Information Technology Resources	SEP 2007
652.242-71	Notice of Shipments	JUL 1988
652.242-73	Authorization and Performance	AUG 1999
652.243-70	Notices	AUG 1999

The following clause is provided in full text, and is applicable for orders for services that will require contractor employees to perform on-site at a DOS location and/or that require contractor employees to have access to DOS information systems:

652.204-70 DEPARTMENT OF STATE PERSONAL IDENTIFICATION CARD ISSUANCE PROCEDURES (MAY 2011)

(a) The Contractor shall comply with the Department of State (DOS) Personal Identification Card Issuance Procedures for all employees performing under this contract who require frequent and continuing access to DOS facilities, or information systems. The Contractor shall insert this clause in all subcontracts when the subcontractor's employees will require frequent and continuing access to DOS facilities, or information systems.

(b) The DOS Personal Identification Card Issuance Procedures may be accessed at <http://www.state.gov/m/ds/rls/rpt/c21664.htm>.

The following DOSAR deviation is provided in full text and must be included in all solicitations (please refer to PIB 2014-21 for further information):

652.209-79 REPRESENTATION BY CORPORATIONS REGARDING AN UNPAID DELINQUENT TAX LIABILITY OR A FELONY CRIMINAL CONVICTION UNDER ANY FEDERAL LAW (SEPT 2014) (DEVIATION, per PIB 2014-21)

(a) In accordance with section 7073 of Division K of the Consolidated Appropriations Act, 2014 (Public Law 113-76) none of the funds made available by that Act may be used to enter into a contract with any corporation that –

(1) Was convicted of a felony criminal violation under any Federal law within the

preceding 24 months, where the awarding agency has direct knowledge of the conviction, unless the agency has considered,

in accordance with its procedures, that this further action is not necessary to protect the interests of the Government; or

(2) Has any unpaid Federal tax liability that has been assessed for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an

agreement with the authority responsible for collecting the tax liability, where the awarding agency has direct knowledge of

the unpaid tax liability, unless the Federal agency has considered, in accordance with its procedures, that this further action is

not necessary to protect the interests of the Government.

For the purposes of section 7073, it is the Department of State's policy that no award may be made to any corporation

covered by (1) or (2) above, unless the Procurement Executive has made a written determination that suspension or

debarment is not necessary to protect the interests of the Government.

(b) Offeror represents that—

(1) It is ☐ is not ☐ a corporation that was convicted of a felony criminal violation under a Federal law within the

preceding 24 months.

(2) It is ☐ is not ☐ a corporation that has any unpaid Federal tax liability that has been assessed for which all judicial

and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an

agreement with the authority responsible for collecting the tax liability.

(End of provision)